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**UNITED STATES DISTRICT COURT**

**District of Minnesota**

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Richard Angelo McFee,

**JUDGMENT IN A CIVIL CASE**

Plaintiff,

v.

Case Number: 18-cv-3402 MJD/ECW

Warden Burkhurst, Captain Miller, Agent  
Grimsley, Investigator Fairley, and Case  
Manager Oron,

Defendants.

☐ **Jury Verdict.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

☒ **Decision by Court.** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS ORDERED AND ADJUDGED THAT:

1. This action is DISMISSED WITHOUT PREJUDICE under Federal Rule of Civil Procedure 41(b) for failure to prosecute; and
2. Plaintiff's motions to proceed in forma pauperis (Dkt. No. 2) and motion for appointment of counsel (Dkt. No. 4) are DENIED as moot.

Date: 4/24/2019

KATE M. FOGARTY, CLERK

s/C. Kreuziger

(By) C. Kreuziger, Deputy Clerk